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*Echo & Rig Sacramento LLC*

**UNITED STATES DISTRICT COURT**  
**FOR THE EASTERN DISTRICT OF CALIFORNIA**

ECHO & RIG SACRAMENTO, LLC,  
individually and on behalf of all others  
similarly situated,

Plaintiff,

v.

AMGUARD INSURANCE COMPANY,  
Defendant.

CASE NO. 2:23-CV-00197-DJC-JDP

**STIPULATION AND ORDER FOR  
EXTENSION OF TIME FOR DEFENDANT  
AMGUARD INSURANCE COMPANY TO  
ANSWER THE FIRST AMENDED  
COMPLAINT**

Judge: Hon. Daniel J. Calabretta

Trial Date: None set

Action Filed: January 31, 2023

1 WHEREAS, on April 20, 2023, plaintiff Echo & Rig Sacramento LLC (“Echo & Rig”)  
2 filed its first amended complaint in this Court;

3 WHEREAS, AmGUARD Insurance Co. (“AmGUARD”) moved to dismiss the first  
4 amended complaint on May 4, 2023;

5 WHEREAS, the Court granted the motion in part and denied it in part on October 18,  
6 2023;

7 WHEREAS, AmGUARD’s responsive pleading is currently due on November 1,  
8 2023, pursuant to Federal Rule of Civil Procedure 12(a)(4)(A);

9 WHEREAS, AmGUARD seeks a modest extension of that deadline for the purpose of  
10 further investigating certain factual matters alleged in the first amended complaint;

11 WHEREAS, Echo & Rig has agreed to AMGUARD’s extension request;

12 WHEREAS, the parties therefore wish to stipulate to an extension of time to respond  
13 to the first amended complaint;

14 WHEREAS, the Court previously granted the parties’ request for a 23-day extension  
15 of time for AmGUARD and other defendants to move to dismiss the original complaint (Dkt.  
16 6); and

17 WHEREAS, the Court also previously granted the parties’ requests for one-week  
18 extensions to file briefs in opposition and reply to AmGUARD’s motion to dismiss the first  
19 amended complaint (Dkt. 26), and continued the motion to dismiss hearing by 28 days in  
20 light of Plaintiff’s counsel’s illness (Dkt. 32);

21 NOW, THEREFORE, under Local Rules 143 and 144, the parties stipulate that the  
22 deadline for AmGUARD to answer the complaint is extended by 30 days to December 1,  
23 2023, subject to the Court’s approval.

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1 Dated: October 27, 2023

GIBSON, DUNN & CRUTCHER LLP

2  
3 By: /s/ Deborah L. Stein

4 Deborah L. Stein

5 *Attorneys for Defendant AmGUARD Ins. Co.*

6  
7 Dated: October 27, 2023

By: /s/ Richard Lyon

8 Richard Lyon

9 *Attorneys for Plaintiff Echo & Rig*  
10 *Sacramento, LLC*

11  
12 **IT IS SO ORDERED.**

13  
14 Dated: October 30, 2023

/s/ Daniel J. Calabretta

15 THE HONORABLE DANIEL J. CALABRETTA  
16 UNITED STATES DISTRICT JUDGE  
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